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www.volpe-koenig.com

mail@volpe-koenig.com

FACSIMILE COVER SHEET

TO: Office of Petitions FAX NO.: 571-273-8300

FROM: C. Frederick Koenig III; Registration No. 29, 662

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the PATENT APPLICATION of:

De et al

Application No.: 10/079,334

Confirmation No.: 1399

Filed: February 20, 2002

For: FAST JOINT DETECTION USER
EQUIPMENT

Group: 2611

Examiner: Jason M. Perilla

Petitions Attorney: Cliff Congo

Our File: I-2-0188.2US

Date: March 5, 2008

COMMENTS: Please see attached Petition and Statement in Support of Petition.

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 18

NOTIFY (215) 568-6400 IF TRANSMISSION IS NOT COMPLETE OR LEGIBLE.

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office on March 5, 2008.

Linette H. Elliott

March 5, 2008
Date

Patents

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PTO/SB/21(09-04)

Approved for use through 07/31/2008.

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

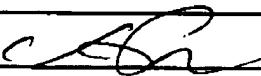
Total Number of Pages in This Submission

| | |
|------------------------|-------------------|
| Application Number | 10/079,334 |
| Filing Date | February 20, 2002 |
| First Named Inventor | Parthapratim De |
| Art Unit | 2611 |
| Examiner Name | Jason M. Perilla |
| Attorney Docket Number | I-2-0188.2US |

| ENCLOSURES (Check all that apply) | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Statement In Support of Renewed Petition for Withdrawal of Abandonment Under 37 CFR Section 1.181 Due to Non-Receipt of Notice of Allowance and Exhibits Thereto |
| <input type="checkbox"/> Remarks | | |
| OFFICIAL FACSIMILE | | |
| <input checked="" type="checkbox"/> PAGES SENT VIA FACSIMILE TO 571-273-8300. PLEASE IMMEDIATELY DELIVER TO OFFICE OF PETITIONS. | | |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | |
| Firm Name | VOLPE AND KOENIG, P.C. | |
| Signature |  | |
| Printed name | C. FREDERICK KOENIG III | |
| Date | March 5, 2008 | Reg. No. 29,662 |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being sent via Facsimile (571-273-8300) addressed to: Examiner Jason M. Perilla, Group Art Unit 2611, on the date shown below:

| | |
|-----------------------|-------------------------------------------------------------------------------------|
| Signature |  |
| Typed or printed name | C. FREDERICK KOENIG III |
| Date | March 5, 2008 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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PTC/SB/17 (10-07)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL
For FY 2008** Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$)

0

Complete If Known

| | |
|----------------------|-------------------|
| Application Number | 10/079,334 |
| Filing Date | February 20, 2002 |
| First Named Inventor | Parthapratim De |
| Examiner Name | Jason M. Perilla |
| Art Unit | 2611 |
| Attorney Docket No. | I-2-0188.2US |

METHOD OF PAYMENT (check all that apply)
 Check Credit Card Money Order None Other (please identify): _____

 Deposit Account Deposit Account Number: 090435 Deposit Account Name: InterDigital Comm. Corp.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

 Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fee Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|---------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 310 | 155 | 510 | 255 | 210 | 105 | |
| Design | 210 | 105 | 100 | 50 | 130 | 65 | |
| Plant | 210 | 105 | 310 | 155 | 160 | 80 | |
| Reissue | 310 | 155 | 510 | 255 | 620 | 310 | |
| Provisional | 210 | 105 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEESFee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims | |
|--------------|--------------|----------|---------------|---------------------------|---------------|
| | | | | Fee (\$) | Fee Paid (\$) |
| - 20 or HP = | x | = | 0 | 50 | 25 |

HP = highest number of total claims paid for, if greater than 20.

| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims | |
|---------------|--------------|----------|---------------|---------------------------|---------------|
| | | | | Fee (\$) | Fee Paid (\$) |
| - 3 or HP = | x | = | 0 | | |

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

- 100 = / 50 = (round up to a whole number) x = Fee Paid (\$)

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fee Paid (\$)

Other (e.g., late filing surcharge): _____

SUBMITTED BY

| | | | |
|-------------------|-------------------------------------------------------------------------------------|---------------------------------------------|------------------------|
| Signature |  | Registration No. 29,862 (Attorney/Agent) | Telephone 215-568-8400 |
| Name (Print/Type) | C. Frederick Koenig III | | Date March 5, 2008 |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

MAR 05 2008

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the PATENT APPLICATION of:

De et al.

Application No.: 10/079,334**Confirmation No.:** 1399**Filed:** February 20, 2002**For:** FAST JOINT DETECTION USER EQUIPMENT**Group:** 2611**Examiner:** Jason M. Perilla**Petitions Attorney:** Cliff Congo

Our File: I-2-0188.2US

Date: March 5, 2008

RENEWED PETITION UNDER 37 CFR § 1.181

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.181, Applicants renew their PETITION FOR WITHDRAWAL OF ABANDONMENT UNDER 37 CFR § 1.181 DUE TO NON- RECEIPT OF NOTICE OF ALLOWANCE and respectfully request reconsideration of the February 19, 2008 Decision dismissing the original petition for failing to submit sufficient docket records. A SUPPLEMENTAL STATEMENT with additional docket records is submitted herewith in support of this RENEWED PETITION requesting reconsideration. Copies of applicant's January 28, 2008 Petition papers, including supporting materials, and of the February 19, 2008 Decision, are also enclosed for completeness.

Applicant: De et al.
Application No.: 10/079,384

Applicants respectfully request that the Abandonment of the above-identified patent application for failure to pay the issue fee be withdrawn and the Notice of Allowance be reissued.

Respectfully submitted,

De et al.

By 
C. Frederick Koenig III
Registration No. 29,662

Volpe and Koenig, P.C.
United Plaza, Suite 1600
30 South 17th Street
Philadelphia, PA 19103
Telephone: (215) 568-6400
Facsimile: (215) 568-6499

CFK/KVS/lhe

Enclosures

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

De et al.

Application No.: 10/079,334**Confirmation No.:** 1399**Filed:** February 20, 2002**For:** FAST JOINT DETECTION USER EQUIPMENT**Group:** 2611**Examiner:** Jason M. Perilla**Petitions Attorney:** Cliff Congo

Our File: I-2-0188.2US

Date: March 5, 2008

**SUPPLEMENTAL STATEMENT IN SUPPORT OF RENEWED PETITION
UNDER 37 CFR § 1.181**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants' undersigned attorney makes the following supplemental statement of facts in support of Applicants' RENEWED PETITION UNDER 37 CFR § 1.181 filed herewith:

1. I, C. Frederick Koenig III am a registered patent attorney and am the representative of applicants who has been conducting the prosecution of this application and incorporate by reference as if fully set forth the statements and exhibits in my STATEMENT IN SUPPORT OF PETITION FOR WITHDRAWAL OF ABANDONMENT UNDER 37 CFR § 1.181 DUE TO NON-RECEIPT OF NOTICE OF ALLOWANCE dated January 28, 2008 and previously submitted in this matter.

Applicant: De et al.
Application No.: 10/079,334

2. Attached as Exhibit 'D' hereto is a true and correct copy of our firm's docket records for all replies for the United States Patent and Trademark Office which were docketed for a due date of "11/27/07". The first two pages reflect all patent prosecution items, the third page reflects all trademark items and the fourth page reflects all post issuance items such as re-examinations and reissues and inter-party items such as patent interferences and trademark oppositions. This docket report identifies matters by our firm's docket numbers under REFERENCE #. For the patent prosecution matters, the ACTION, DUE DT (date), FINAL and RESPONSE are indicated. ACTION entries identifies the particular type of reply or other action; DUE DT entries identify the original due date for the specified reply or other action; FINAL entries reflect the latest extendable date for the specified reply or other action; RESPONSE entries identify the date on which the specified reply or other action was completed.

3. Exhibit D does not reflect any due dates with respect to the file I-2-0188.2US which is our file designation for Application No.:10/079,334.

4. Two entries for "ISSUE FEE" are contained Exhibit D for files I-2-0504.1US and IPO-P1842, which reflect that U.S. issue fees were due on November 27, 2007 and were docketed for those two matters.

5. I have also reviewed the file jackets of files I-2-0504.1US and IPO-P1842 and can confirm that respective Notices of Allowances due November 27, 2007 were received in both cases and that the missing Notice of Allowance for

**Applicant: De et al.
Application No.: 10/079,334**

Application No.:10/079,334 was not to be found in the file jacket of either of those files.

6. This is further evidence that the Notice of Allowance for Application No.:10/079,334 mailed August 27, 2007 was not received by our firm.

7. I have been warned that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001) and may jeopardize the validity of the application or any patent issuing thereon.

I hereby certify, under penalty of perjury, that all the facts set forth in this petition are true and correct, except those facts stated upon information and belief, and as to those fact, I believe them as true.

Respectfully submitted,

De et al.

By 
C. Frederick Koenig III
Registration No. 29,662

Volpe and Koenig, P.C.
United Plaza, Suite 1600
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Philadelphia, PA 19103
Telephone: (215) 568-6400
Facsimile: (215) 568-6499

CFK/KSV/lhe

Attachment: Exhibit D

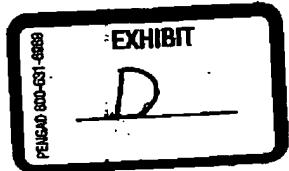
PATENT USER ACTION REPORT BY DUE DATE

FROM: 11/27/2007
 THROUGH: 11/27/2007
 STATUS: ACTIVE
 COUNTRY: US

Printed: 2/28/2008 Page 1

| REFERENCE# | MARK/TITLE | COUNTRY | ACTION | ORIGINAL DUE DT | FINAL | RESPONSE | ATTY1 / ATTY2 PARA |
|------------------|-----------------------------|---------|----------------------|-----------------|------------|------------|--------------------|
| AJP-2.205.3US | PRESS FELT WITH | US | 6 WEEK REMINDER - OA | 11/27/2007 | 11/27/2007 | 11/27/2007 | RJH/RJH/RJH |
| AMD-050083N | I/Q IMBALANCE COMPENSATION | US | INF DISCLOSURE STMT | 11/27/2007 | 11/27/2007 | | GBH/AM/JCD |
| ATM-PT003 | POWER EFFICIENT STARTUP | US | PROOF CERT CORRECT | 11/27/2007 | 11/27/2007 | 11/19/2007 | JCD/SW1/SW1 |
| BDC-PT005.1 | CLOT RETAINER | US | FU ORIGINAL PATENT | 11/27/2007 | 11/27/2007 | 11/16/2007 | RJH/RWO/RWO |
| CAM3-PT002RX | ELECTRIC CONTROL DEVICE | US | RESP NON-COMPLIANT | 11/27/2007 | 11/27/2007 | 11/26/2007 | ASV/SBS/RJB |
| CAM3-PT003.1 | BICYCLE CRANK AND METHOD | US | STATUS CHECK | 11/27/2007 | 11/27/2007 | 4/9/2007 | ASV/RJB/SBS |
| CAM3-PT063 | METHOD FOR CARRYING OUT A | US | FU ISSUE NOTIF. | 11/27/2007 | 11/27/2007 | 11/9/2007 | ASV/SBS/RJB |
| CAS3-PT020 | METHOD FOR MANUFACTURING | US | FU ORIGINAL PATENT | 11/27/2007 | 11/27/2007 | 11/16/2007 | CFK/YBH/SBS |
| DEE-PT140 | BIOPULP FOR NON-WOODY | US | FU ORIGINAL PATENT | 11/27/2007 | 11/27/2007 | 11/16/2007 | CFK/RWO/RWO |
| DEE-PT229 | INTEGRATION MANUFACTURING | US | REPLACE DRWGS DUE | 11/27/2007 | 2/27/2008 | 11/27/2007 | CFK/SBS/RJB |
| DEE-PT229 | INTEGRATION MANUFACTURING | US | RESPONSE TO OA | 11/27/2007 | 2/27/2008 | 11/27/2007 | CFK/SBS/RJB |
| DEE-PT286 | NON-ISOLATED DC/AC FULL- | US | APPLICATION TO ISSUE | 11/27/2007 | 11/27/2007 | 11/27/2007 | CFK/SBS/SBS |
| DEE-PT365 | COIL STRUCTURE FOR HIGH | US | APPL FILING DEADLINE | 11/27/2007 | 11/27/2007 | 11/8/2007 | SBS/DJB/DJB |
| DEE-PT381 | SHIUNKO NANOMICELL FOR SKIN | US | ASSIGNMENT | 11/27/2007 | 11/27/2007 | 8/27/2007 | CFK/RJB/RJB |
| DEE-PT381 | SHIUNKO NANOMICELL FOR SKIN | US | INF DISCLOSURE STMT | 11/27/2007 | 11/27/2007 | 8/27/2007 | CFK/RJB/RJB |
| DEE-PT387 | METHOD FOR INCREASING AN | US | MISSING PARTS (2 MO) | 11/27/2007 | 3/27/2008 | 11/19/2007 | SBS/RJB/RJB |
| DEE-PT387 | METHOD FOR INCREASING AN | US | REQ FOR CORR FIL REC | 11/27/2007 | 3/27/2008 | 10/9/2007 | SBS/RJB/RJB |
| DEE-PT387 | METHOD FOR INCREASING AN | US | MISSING DWGS (2 MO) | 11/27/2007 | 3/27/2008 | 11/19/2007 | SBS/RJB/RJB |
| HRG-PT039 | DEVIDE FOR SECURING THE | US | FU ORIGINAL PATENT | 11/27/2007 | 11/27/2007 | 11/16/2007 | RJH/RJH/RJH |
| I-1-0054.11US | SPEECH ENCODING DEVICE | US | RESPONSE TO OA | 11/27/2007 | 2/27/2008 | 2/26/2008 | JMG/TAM/TAM |
| I-2-0145.2US | REDUCED COMPUTATION IN | US | FU ORIGINAL PATENT | 11/27/2007 | 11/27/2007 | 11/16/2007 | CFK/JPG/CFK |
| I-2-0244.3US | SYSTEM AND METHOD FOR | US | FU ISSUE NOTIF. | 11/27/2007 | 11/27/2007 | 12/5/2007 | JCD/WTM/NCM |
| I-2-0295.1US | DATA DETECTION FOR CODES | US | FU ISSUE NOTIF. | 11/27/2007 | 11/27/2007 | 12/5/2007 | CFK/RIS/CFK |
| I-2-0347.2US | METHOD AND APPARATUS FOR | US | PUBLICATION | 11/27/2007 | 11/27/2007 | 11/8/2007 | GBH/LOU/ALV |
| I-2-0458.3US | METHOD AND APPARATUS FOR | US | APPLICATION TO ISSUE | 11/27/2007 | 11/27/2007 | 11/27/2007 | GBH/SW1/SW1 |
| I-2-0476.2US | RECEIVED COMMUNICATION | US | INF DISCLOSURE STMT | 11/27/2007 | 11/27/2007 | 8/27/2007 | CFK/CRW/CFK |
| I-2-0504.1US | COORDINATION OF BEAM | US | ISSUE FEE | 11/27/2007 | 11/27/2007 | 11/27/2007 | JCD/DWS/JCD |
| I-2-0617.1US | TELESCOPING WINDOW BASED | US | 6 WK REMINDER-IS FEE | 11/27/2007 | 11/27/2007 | 11/27/2007 | JMG/TAM/TAM |
| I-2-0714.1US | METHOD AND APPARATUS FOR | US | FU ISSUE NOTIF. | 11/27/2007 | 11/27/2007 | 12/5/2007 | GBH/YBH/YBH |
| INA-PT127.1 | FASTENING OF A BEARING BOLT | US | APPLICATION TO ISSUE | 11/27/2007 | 11/27/2007 | 11/27/2007 | RJH/RJH/RJH |
| INA-PT194.1 | TENSIONING DEVICE FOR A | US | APPL FILING DEADLINE | 11/27/2007 | 11/27/2007 | 11/27/2007 | RJH/RJH/RJH |
| INA-PT205 | CAMSHAFT ADJUSTER WITH A | US | 6 WEEK REMINDER - OA | 11/27/2007 | 11/27/2007 | 11/27/2007 | RJH/RJH/RJH |
| IPH-2-1837.00.US | METHOD AND SYSTEM FOR | US | POWER OF ATTORNEY | 11/27/2007 | 11/27/2007 | 12/20/2007 | JCD/MIC/ALV |
| IPH-2-1837.00.US | METHOD AND SYSTEM FOR | US | ASSIGNMENT | 11/27/2007 | 11/27/2007 | 12/20/2007 | JCD/MIC/ALV |

THIS REPORT SHOULD NOT BE USED AS A DOCKET (i.e. ACTIONABLE DUE DATE REPORT) !!!



PATENT USER ACTION REPORT BY DUE DATE

Printed: 2/28/2008 Page 2

| REFERENCE# | MARK/TITLE | COUNTRY | ACTION | ORIGINAL DUE DT | FINAL | RESPONSE | ATTY1 / ATTY2 |
|------------------|-----------------------------|---------|----------------------|-----------------|------------|------------|---------------|
| | | | | | | | PARA |
| IPO-P1755 | IMAGE PICKUP SYSTEM | US | COMM RE STATUS CHECK | 11/27/2007 | 11/27/2007 | 7/24/2007 | CFK/LOU/RWO |
| IPO-P1842 | CAMERA | US | ISSUE FEE | 11/27/2007 | 11/27/2007 | 11/26/2007 | CFK/LOU/RWO |
| IPO-P998 | DIGITAL IMAGE RECORDING AND | US | FU ORIGINAL PATENT | 11/27/2007 | 11/27/2007 | 11/16/2007 | CFK/LOU/RWO |
| ITC-2-0933.01.US | USING WATERMARKING TO | US | SIDS? 933.01.TW | 11/27/2007 | 11/27/2007 | | JMG/MDH/SJG |
| ITC-2-1023.01.US | UPLINK POWER CONTROL | US | 6 WEEK REMINDER - OA | 11/27/2007 | 11/27/2007 | 11/27/2007 | GBH/RDL/RDL |
| ITC-2-1300.01.US | METHOD AND APPARATUS FOR | US | PUBLICATION | 11/27/2007 | 11/27/2007 | 12/11/2007 | JCD/CRW/RKC |
| ITC-2-1305.01.US | METHOD AND APPARATUS FOR | US | PUBLICATION | 11/27/2007 | 11/27/2007 | 11/30/2007 | GBH/YBH/YBH |
| ITC-2-1378.01.US | SUCCESSIVE INTERFERENCE | US | ASSIGNMENT | 11/27/2007 | 3/27/2008 | 11/16/2007 | GBH/MIC/GBH |
| ITC-2-1378.01.US | SUCCESSIVE INTERFERENCE | US | REQ FOR CORR FIL REC | 11/27/2007 | 3/27/2008 | 10/9/2007 | GBH/MIC/GBH |
| ITC-2-1378.01.US | SUCCESSIVE INTERFERENCE | US | MISSING PARTS (2 MO) | 11/27/2007 | 3/27/2008 | 11/15/2007 | GBH/MIC/GBH |
| LBP-PT065 | METHOD AND SYSTEM FOR | US | PUBLICATION | 11/27/2007 | 11/27/2007 | 10/10/2007 | RJH/RJH/RJH |
| NET-P01-2280.01 | METHOD AND SYSTEM FOR | US | SEND OA/DRAFT TO CLT | 11/27/2007 | 11/27/2007 | 1/10/2008 | JCD/JDB/SJG |
| OAA-PT001 | NOISE REDUCTION SYSTEM, | US | 6 WEEK REMINDER - OA | 11/27/2007 | 11/27/2007 | 11/26/2007 | LOU/RWO/CFK |
| PGI-PT008 | BACK PACK WITH MULTIPLE | US | CLOSE LETTER | 11/27/2007 | 11/27/2007 | 11/27/2007 | RJH/ALS/RJH |
| PPI3-PT002 | MOUNTING FRAME FOR | US | NOTIFY CLIENT OF FF | 11/27/2007 | 11/27/2007 | 4/5/2007 | ASV/RDL/RDL |
| RAM-PT017 | LOCKING WELL CAP | US | FU ORIGINAL PATENT | 11/27/2007 | 11/27/2007 | 11/16/2007 | CFK/RJB/RJB |
| SAS2-PT067 | IMAGER APPARATUS | US | AMEND FINAL EXPEDITE | 11/27/2007 | 11/27/2007 | 11/27/2007 | CFK/RWO/LOU |
| SAS2-PT072 | METHOD OF DETECTING AN ARC | US | APPLICATION TO ISSUE | 11/27/2007 | 11/27/2007 | 11/27/2007 | CFK/RJB/RJB |
| SIP4-PT017 | AUTOMATIC WALL MOUNTING | US | PUBLICATION | 11/27/2007 | 11/27/2007 | 10/30/2007 | CFK/YBH/RJB |
| SMB-PT148 | APPARATUS FOR | US | FU ORIGINAL PATENT | 11/27/2007 | 11/27/2007 | 11/16/2007 | RJH/RJB/RJB |
| TAN-2-1488.05.US | MAXIMIZING DATA RATE BY | US | 6 WK REMINDER-IS FEE | 11/27/2007 | 11/27/2007 | 10/30/2007 | JCD/RDL/AM |
| ZNA-PT018 | X-RAY PROTECTION FOR | US | APPLICATION TO ISSUE | 11/27/2007 | 11/27/2007 | 11/27/2007 | CFK/JLJ/SBS |

END OF REPORT

TOTAL ITEMS SELECTED 56

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MAR 05 2008

TRADEMARK USER ACTION REPORT BY DUE DATE

FROM: 11/27/2007
 THROUGH: 11/27/2007
 STATUS: ACTIVE
 COUNTRY: US

Printed: 3/5/2008 Page 1

| REFERENCE# | MARK/TITLE | COUNTRY | ACTION | ORIGINAL DUE DT | FINAL | RESPONSE | ATTY1 / ATTY2 PARA |
|--------------|---------------------------------------|---------|--------------------|-----------------|------------|------------|--------------------|
| GTL-TM001 | CLARKE-TECH | US | FU RESP FILED | 11/27/2007 | 11/27/2007 | 10/2/2007 | JJO/JJO/TLB |
| MCG-TM001 | MATRIX CAPITAL GROUP | US | APPEAL BRIEF | 11/27/2007 | 11/27/2007 | 11/26/2007 | JJO/JJO/MFS |
| NPS-TM053 | MOMENTUM | US | FU ITU EXT GRANTED | 11/27/2007 | 11/27/2007 | 9/4/2007 | JJO/MFS/TLB |
| SIM2-TM022.1 | NAP AND PLAY | US | CHECK TARR STATUS | 11/27/2007 | 11/27/2007 | 8/14/2007 | LOU/JJO/RWO |
| SMB-TM078 | creativ collection (in small letters) | US | FU PUBLICATION | 11/27/2007 | 11/27/2007 | 9/18/2007 | JJO/JJO/MFS |
| VAK-TM004 | EMERGING BUSINESS SERIES | US | FU RESP FILED | 11/27/2007 | 11/27/2007 | 8/21/2007 | JJO/JJO/MFS |

END OF REPORT

TOTAL ITEMS SELECTED 6

THIS REPORT SHOULD NOT BE USED AS A DOCKET (i.e. ACTIONABLE DUE DATE REPORT) !!!

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012/032

MAR 05 2008

GENERAL MATTERS USER ACTION REPORT BY DUE DATE

FROM: 11/27/2007
THROUGH: 11/27/2007
STATUS: ACTIVE

Printed: 3/5/2008 Page 1

| REFERENCE# | MARK/TITLE | COUNTRY | ACTION | ORIGINAL DUE DT | FINAL | RESPONSE | ATTY1 / ATTY2 PARA |
|---------------|------------------------------|---------|---------------|-----------------|------------|------------|--------------------|
| AJE-1.204.0US | VOITH PAPER GMBH & CO. KG v. | | AJE BRIEF DUE | 11/27/2007 | 11/27/2007 | 12/10/2007 | ASV/RWO/RJH |

END OF REPORT

TOTAL ITEMS SELECTED

1

THIS REPORT SHOULD NOT BE USED AS A DOCKET (I.e. ACTIONABLE DUE DATE REPORT) !!!

MAR 05 2008

PTO/SB/21 (09-04)

Approved for use through 07/31/2006.
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

17

| | |
|------------------------------------------|---------------------------|
| Application Number | 10/079,334 |
| Filing Date | February 20, 2002 |
| First Named Inventor | Parthapratim De |
| Art Unit | 2611 |
| Examiner Name | Jason M. Perilla |
| Total Number of Pages in This Submission | 17 Attorney Docket Number |
| | I-2-0188.2US |

ENCLOSURES (Check all that apply)

| | | |
|---------------------------------------------------------------------------|---------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment/Reply | <input checked="" type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | <input type="checkbox"/> Statement in Support of Petition for Withdrawal of Abandonment Under 37 CFR Section 1.181 Due to Non-Receipt of Notice of Allowance and Exhibits Thereto |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Reply to Missing Parts/Incomplete Application | <input type="checkbox"/> Landscape Table on CD | |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | | |
| Remarks | | |

OFFICIAL FACSIMILE

PAGES SENT VIA FACSIMILE TO 571-273-8300.
PLEASE IMMEDIATELY DELIVER TO EXAMINER Jason M. Perilla,
GROUP ART UNIT 2611.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|-------------------------------------------------------------------------------------|----------|--------|
| Firm Name | VOLPE AND KOENIG, P.C. | | |
| Signature |  | | |
| Printed name | C. FREDERICK KOENIG III | | |
| Date | January 28, 2008 | Reg. No. | 29,662 |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being sent via Facsimile (571-273-8300) addressed to: Examiner Jason M. Perilla, Group Art Unit 2611, on the date shown below:

| | | | |
|-----------------------|-------------------------------------------------------------------------------------|------|------------------|
| Signature |  | | |
| Typed or printed name | C. FREDERICK KOENIG III | Date | January 28, 2008 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

MAR 05 2008

PTO/SB/17 (10-07)

Approved for use through 06/30/2010.
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEET TRANSMITTAL
For FY 2008** Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$)

0

Complete If Known

| | |
|----------------------|-------------------|
| Application Number | 10/079,334 |
| Filing Date | February 20, 2002 |
| First Named Inventor | Parthapratim De |
| Examiner Name | Jason M. Perilla |
| Art Unit | 2611 |
| Attorney Docket No. | I-2-0188.2US |

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 090435 Deposit Account Name: InterDigital Comm. Corp.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 310 | 155 | 510 | 255 | 210 | 105 | |
| Design | 210 | 105 | 100 | 50 | 130 | 65 | |
| Plant | 210 | 105 | 310 | 155 | 160 | 80 | |
| Reissue | 310 | 155 | 510 | 255 | 620 | 310 | |
| Provisional | 210 | 105 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

| Small Entity Fee (\$) | Fee (\$) |
|-----------------------|----------|
| 50 | 25 |
| 210 | 105 |
| 370 | 185 |

Each independent claim over 3 (including Reissues)

| Multiple Dependent Claims Fee (\$) | Fee Paid (\$) |
|------------------------------------|---------------|
| | |

Multiple dependent claims

| Multiple Dependent Claims Fee (\$) | Fee Paid (\$) |
|------------------------------------|---------------|
| | |

Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**- 20 or HP = _____ x _____ = _____
HP = highest number of total claims paid for, if greater than 20.**Indep. Claims** **Extra Claims** **Fee (\$)** **Fee Paid (\$)**- 3 or HP = _____ x _____ = _____
HP = highest number of independent claims paid for, if greater than 3.**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets **Extra Sheets** **Number of each additional 50 or fraction thereof** **Fee (\$)** **Fee Paid (\$)**

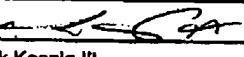
- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): _____

Fees Paid (\$)**SUBMITTED BY**

| | | | |
|-------------------|-------------------------------------------------------------------------------------|---------------------------------------------|------------------------|
| Signature |  | Registration No. (Attorney/Agent) 29,862 | Telephone 215-568-6400 |
| Name (Print/Type) | C. Frederick Koenig III | | Date January 28, 2008 |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the PATENT APPLICATION of:

De et al.

Application No.: 10/079,334**Confirmation No.:** 1399**Filed:** February 20, 2002**For:** FAST JOINT DETECTION USER
EQUIPMENT**Group:** 2611**Examiner:** Jason M. Perilla

Our File: I-2-0188.2US

Date: January 28, 2008

**PETITION FOR WITHDRAWAL OF ABANDONMENT UNDER
37 CFR § 1.181 DUE TO NON-RECEIPT OF NOTICE OF ALLOWANCE**

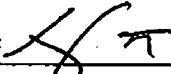
Mail Stop Technology Center 2611
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.181, Applicants respectfully requests that the Abandonment of the above-identified patent application for failure to pay the issue fee be withdrawn and the Notice of Allowance be reissued. Applicant did not receive the Notice of Allowance for this application. The requisite Statement with attached Exhibits per MPEP 711.03(c) is submitted herewith.

Respectfully submitted,

De et al.

By 
 C. Frederick Koenig III
 Registration No. 29,662

Volpe and Koenig, P.C.
 United Plaza, Suite 1600
 30 South 17th Street
 Philadelphia, PA 19103
 Telephone: (215) 568-6400
 Facsimile: (215) 568-6499

CFK/lhe

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MAR 05 2008

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the PATENT APPLICATION of:

De et al.

Application No.: 10/079,334**Confirmation No.:** 1399**Filed:** February 20, 2002**For:** FAST JOINT DETECTION USER
EQUIPMENT**Group:** 2611**Examiner:** Jason M. Perilla

Our File: I-2-0188.2US

Date: January 28, 2008

**STATEMENT IN SUPPORT OF PETITION FOR WITHDRAWAL
OF ABANDONMENT UNDER 37 CFR § 1.181 DUE TO NON-RECEIPT OF
NOTICE OF ALLOWANCE**

Mail Stop Technology Center 2611
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants' undersigned attorney makes the following statement of facts in support of Applicants' PETITION FOR WITHDRAWAL OF ABANDONMENT UNDER 37 CFR § 1.181 DUE TO NON-RECEIPT OF NOTICE OF ALLOWANCE filed herewith:

1. I, C. Frederick Koenig III am a registered patent attorney and am the representative of applicants who has been conducting the prosecution of this application.

**Applicant: De et al.
Application No.: 10/079,334**

2. I have conducted a personal search of the file jacket and physical file we maintain for **Application No.: 10/079,334** which is identified by our firm Docket Number: **I-2-0188.2US** and have not found the Notice of Allowance for this case that was presumably mailed by the USPTO and I have found no evidence of any kind to indicate that the missing Notice of Allowance was ever received by our firm.

3. Our firm uses the PATTSY docketing system for patent matters and all mail from the U.S. Patent and Trademark Office (USPTO) is first directed to our docketing department for the entry of appropriate docket entries, before it is otherwise distributed within the firm. This includes the initial review and docketing of all Official Actions and Notices of Allowances from the USPTO by our docketing department.

4. Attached as Exhibit 'A' hereto is a true and correct copy of our firm's docket records for **Application No.: 10/079,334** which is identified by our firm Docket Number: **I-2-0188.2US** and includes the Serial Number, Title, filing date and continuation data of the application along with specific docket entries for each event in the history of this application.

5. As reflected in the "RE RESPONSE TO OA" entry on the second page of the attached docket entries, Exhibit A, the May 1, 2007 Office Action was received at our offices which is the official correspondence address for this application.

**Applicant: De et al.
Application No.: 10/079,334**

6. That "RE RESPONSE TO OA" entry also reflects the Reply to the May 1, 2007 Office Action that I had prepared and filed on July 27, 2007.

7. In connection with docketing the filing of the Reply on July 27, 2007 in the "RE RESPONSE TO OA" entry, a "F5 FU RESP FILED" entry was made for a six-month follow-up with a base date of "7/27/2007" and a follow up action date of "1/27/2008" as also reflected on the second page of the attached docket entries, Exhibit A. This 6-month follow up procedure is in accordance with USPTO guidelines.

8. We received no further correspondence from the USPTO related to this matter until January 8, 2008 when we received the Notice of Abandonment dated January 2, 2008, copy attached as Exhibit B hereto.

9. When the Notice of Abandonment was received, the F5 FU RESP FILED follow up entry was indicated as completed by the entry of the Notice of Abandonment date "1/2/2008" into the response column of the F5 FU RESP FILED entry.

10. If an interim Notice of Allowance or any other Action from the USPTO had been received, the date of such other action would have been entered as the response date for the F5 FU RESP FILED entry and an appropriate docket entry for the Notice of Allowance or such other Action from the USPTO would have been made.

**Applicant: De et al.
Application No.: 10/079,334**

11. Two interim "I2" entries were in fact made that are listed between the RE RESPONSE TO OA and F5 FU RESP FILED entries. These "I2" entries related to the docketing of a potential Supplemental Information Disclosure Statement due to the receipt of an Action in a corresponding Korean Application date August 2, 2007, copy attached as Exhibit C.

12. The response date for those "I2" entries is blank since, no Supplemental Information Disclosure Statement was filed, because the Korean Action did not identify any prior art, but only pertained to formalistic matters. See Exhibit C.

13. The fact that other related interim docket entries were made evidences the reliability of the firm's docketing system and is further evidence that the Notice of Allowance was not received for this application, since it would have been docketed.

14. There has been no change of the correspondence address for this application and our office has remained at the same address during all relevant periods of time.

15. Both the May 1, 2007 Office Action and January 2, 2008 Notice of Abandonment which were mailed by the USPTO were received at our office at the same address and duly docketed.

16. Since these mailings bracketed the mailing of the Notice of Allowance, the only reasonable explanation of why the Notice of Allowance was not entered on our docket is that it was never received by our office.

**Applicant: De et al.
Application No.: 10/079,334**

17. I have been warned that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001) and may jeopardize the validity of the application or any patent issuing thereon.

I hereby certify, under penalty of perjury, that all the facts set forth in this petition are true and correct, except those facts stated upon information and belief, and as to those fact, I believe them as true.

Respectfully submitted,

De et al.

By 
C. Frederick Koenig III
Registration No. 29,662

Volpe and Koenig, P.C.
United Plaza, Suite 1600
30 South 17th Street
Philadelphia, PA 19103
Telephone: (215) 568-6400
Facsimile: (215) 568-6499

CFK/KSV/lhe

Attachments: Exhibits A, B and C

| | | | | | | | | | | | | | |
|---------|--------------|-----------------------------------------|------------|-------------------------------------|---|------|--|--|--|--|--|--|--|
| VOLPE# | I-2-0188.2US | | | PRINTED ON: 1/22/2008 | | | | | | | | | |
| COUNTRY | US | UNITED STATES | | TITLE | | | | | | | | | |
| NEW/CON | CON | SERIAL# | 10/079,334 | FAST JOINT DETECTION USER EQUIPMENT | | | | | | | | | |
| RELATED | I-2-0188.1US | PATENT# | | | | | | | | | | | |
| TYPE | UTL | STATUS | PUBLISHED | | | | | | | | | | |
| CLIENT | I | InterDigital Communications Corporation | | | 1 | CREF | | | | | | | |
| AGENT | | | | | | AREF | | | | | | | |

| ID | O | ACTION | BASE | DU IN | DU E | EXTNS | FINAL | EXT | RESPONSE | CALL UP | 1 | 2 | P |
|----------------------------------------------------------------------------------|---|----------------------|------------|-------|------------|-------|------------|-----|------------|---------|---|---|---|
| PC | N | IU POST CARD - APPLN | 2/20/2002 | 1M | 3/20/2002 | | 3/20/2002 | 0 | 3/11/2002 | 0M | Y | Y | Y |
| FO | N | FOREIGN FILING DUE | 4/30/2001 | 12M | 4/30/2002 | | 4/30/2002 | 0 | 4/26/2002 | 3M | Y | Y | Y |
| CF | N | REQ FOR CORR FIL REC | 4/8/2002 | 60D | 6/7/2002 | | 6/7/2002 | 0 | 6/24/2002 | 0M | Y | Y | Y |
| DS | N | INF DISCLOSURE STMT | 2/20/2002 | 4M | 6/20/2002 | | 6/20/2002 | 0 | 6/24/2002 | 0M | Y | Y | Y |
| FS | N | FILG RCPT STATUS CHK | 2/20/2002 | 6M | 8/20/2002 | | 8/20/2002 | 0 | 4/8/2002 | 0M | Y | Y | Y |
| I2 | N | SIDS PTE | 8/2/2002 | 1M | 9/2/2002 | | 9/2/2002 | 0 | 8/30/2002 | 1M | Y | Y | Y |
| I-2-0188.1WO Search report | | | | | | | | | | | | | |
| I2 | N | SIDS | 8/2/2002 | 3M | 11/2/2002 | | 11/2/2002 | 0 | 8/30/2002 | 1M | Y | Y | Y |
| SC | N | STATUS CHECK | 2/20/2002 | 12M | 2/20/2003 | | 2/20/2003 | 0 | 2/25/2003 | 1M | Y | Y | Y |
| PU | N | PUBLICATION | 4/30/2001 | 22M | 2/28/2003 | | 2/28/2003 | 0 | 2/25/2003 | 1M | Y | Y | Y |
| PW | N | REPORT PUB TO CLIENT | 2/25/2003 | 14D | 3/11/2003 | | 3/11/2003 | 0 | 3/14/2003 | 1M | Y | Y | Y |
| AN | N | AMEND PUBLICATION | 2/6/2003 | 2M | 4/6/2003 | | 4/6/2003 | 0 | 4/6/2003 | 1M | Y | Y | Y |
| SC | N | STATUS CHECK | 2/25/2003 | 8M | 10/25/2003 | | 10/25/2003 | 0 | 10/29/2003 | 1M | Y | Y | Y |
| SC | N | STATUS CHECK | 10/29/2003 | 7M | 5/29/2004 | | 5/29/2004 | 0 | 6/2/2004 | 1M | Y | Y | Y |
| I2 | N | SIDS-PTE | 10/26/2004 | 30D | 11/25/2004 | | 11/25/2004 | 0 | 11/15/2004 | 1M | Y | Y | Y |
| I-2-0188.1EP SEARCH REPORT | | | | | | | | | | | | | |
| SC | N | STATUS CHECK | 6/2/2004 | 6M | 12/2/2004 | | 12/2/2004 | 0 | 1/25/2005 | 1M | Y | Y | Y |
| I2 | N | SIDS | 10/26/2004 | 3M | 1/26/2005 | | 1/26/2005 | 0 | 11/15/2004 | 1M | Y | Y | Y |
| SC | N | IU STATUS REQUEST | 1/25/2005 | 6M | 7/25/2005 | | 7/25/2005 | 0 | 7/25/2005 | 1M | Y | Y | Y |
| SC | N | STAT CHECK/IU OA | 7/18/2005 | 7M | 2/18/2006 | | 2/18/2006 | 0 | 9/12/2005 | 1M | Y | Y | Y |
| Per PTO Communication dated 7/18/05, OA should be approx 7 months from mail date | | | | | | | | | | | | | |
| SC | N | STATUS CHECK | 9/7/2005 | 6M | 3/7/2006 | | 3/7/2006 | 0 | 3/9/2006 | 1M | Y | Y | Y |
| D2 | Y | DRWGS ACCEPTD EXAMER | 6/15/2006 | | | | | | | | | | |
| SC | N | STATUS CHECK | 3/9/2006 | 4M | 7/9/2006 | | 7/9/2006 | 0 | 6/19/2006 | 1M | Y | Y | Y |
| SW | N | 6 WEEK REMINDER - OA | 6/15/2006 | 42D | 7/27/2006 | | 7/27/2006 | 0 | 7/27/2006 | 2M | Y | Y | Y |
| TD | Y | TERMINAL DISCLAIMER | 8/24/2006 | | | | | | | | | | |
| RE | N | RESPONSE TO OA | 6/15/2006 | 3M | 9/15/2006 | 31 | 12/15/2006 | 0 | 8/24/2006 | 3M | Y | Y | Y |
| I2 | N | SIDS? 0188.1JP OA | 9/15/2006 | 0M | 9/15/2006 | | 9/15/2006 | 0 | 9/19/2006 | | | | |
| SC | N | STATUS CHECK | 8/24/2006 | 3M | 11/24/2006 | | 11/24/2006 | 0 | 10/16/2006 | | | | |
| SW | N | 6 WEEK REMINDER - OA | 11/27/2006 | 42D | 1/8/2007 | | 1/8/2007 | 0 | 1/8/2007 | | | | |



| | | | | | | | | | | | |
|----|---|----------------------|------------|-----|-----------|----|-----------|---|-----------|----|-------|
| SC | N | STATUS CHECK | 10/16/2006 | 3M | 1/16/2007 | | 1/16/2007 | 0 | 12/4/2006 | 1M | Y Y Y |
| RE | N | RESPONSE TO OA | 11/27/2006 | 3M | 2/27/2007 | 31 | 5/27/2007 | 0 | 2/8/2007 | 3M | Y Y Y |
| TD | Y | TERMINAL DISCLAIMER | 4/4/2007 | | | | | | | | |
| I2 | y | SIDS FROM ORG DISCR | 4/4/2007 | | | | | | | | |
| D2 | Y | DRWGS ACCEPTD EXAMER | 5/1/2007 | | | | | | | | |
| SW | N | 6 WEEK REMINDER - OA | 5/1/2007 | 42D | 6/12/2007 | | 6/12/2007 | 0 | 6/12/2007 | 2M | Y Y Y |
| RE | N | RESPONSE TO OA | 5/1/2007 | 3M | 8/1/2007 | 31 | 11/1/2007 | 0 | 7/27/2007 | 3M | Y Y Y |
| SC | N | STATUS CHECK | 2/8/2007 | 6M | 8/8/2007 | | 8/8/2007 | 0 | 5/4/2007 | 1M | Y Y Y |
| I2 | N | SIDSPTE?188.1KR.2 OA | 8/20/2007 | 30D | 9/19/2007 | | 9/19/2007 | 0 | | 1M | Y Y Y |
| I2 | N | SIDS?188.1KR.2 OA | 8/2/2007 | 3M | 11/2/2007 | | 11/2/2007 | 0 | | 1M | Y Y Y |
| | y | NOT OF ABANDONMENT | 1/2/2008 | | | | | | | | |
| F5 | N | FU RESP FILED | 7/27/2007 | 6M | 1/27/2008 | | 1/27/2008 | 0 | 1/2/2008 | 1M | Y Y Y |
| IC | N | FILE CONTINUATION | 1/2/2008 | 2M | 3/2/2008 | | 3/2/2008 | 0 | | 1M | Y Y Y |
| PE | N | PETITION TO REVIVE | 1/2/2008 | 2M | 3/2/2008 | | 3/2/2008 | 0 | | 1M | Y Y Y |
| IF | N | ISSUE FEE | 1/2/2008 | 2M | 3/2/2008 | | 3/2/2008 | 0 | | 1M | Y Y Y |

| | | |
|------------------|-------------------------------------|-------|
| INVENTORS | ASSIGNEES | TERMS |
| De, Parthapratim | InterDigital Technology Corporation | Nokia |
| Zaira, Ariela | | |
| Pan, Jung-Lin | | |

| PRIOR APPLICATIONS | | | | | |
|--------------------|-------|------------|------------|----------------------|------|
| REFERENCE# | CNTRY | SERIAL# | FILED | TITLE / DESCRIPTION | TYPE |
| I-2-0188.1US | US | 10/037,710 | 12/31/2001 | FAST JOINT DETECTION | APPL |

| | | | | | |
|-----------------------|---|--|---------------|----|--------------------|
| USER-DEFINABLE FIELDS | | | PATENT FIELDS | | |
| RANK # | 3 | | SMALL ENTITY | NO | PUBL # |
| LOC | | | IND CLAIMS | | US 2003-0026236 A1 |
| | | | TOTAL CLAIMS | | ART UNIT |
| | | | | | CONFIRM# |
| | | | | | 1399 |
| | | | | | EXAMINER |

P01894US02 ENTERED 2/21/2002 MODIFIED 1/8/2008 3:09 BY DHE ATTORNEYS CFK / KSV / CFK

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2008/032



UNITED STATES PATENT AND TRADEMARK OFFICE

JAN 08 2008

VOLPE & KOENIG, P.C.

UNITED STATES DEPARTMENT OF COMMERCE
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P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

MAR 05 2008

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-------------------------------------------------------------------------------------------------------------------|-------------|----------------------|---------------------|------------------|
| 10/079,334 | 02/20/2002 | Parthapratim De | I-2-188.2US | 1399 |
| 7590 01/02/2008 | | EXAMINER | | |
| VOLPE AND KOENIG, P.C. DEPT. ICC UNITED PLAZA, SUITE 1600 30 SOUTH 17TH STREET PHILADELPHIA, PA 19103 | | PERILLA, JASON M | | |
| | | ART UNIT | | PAPER NUMBER |
| | | 2611 | | |
| | | MAIL DATE | | DELIVERY MODE |
| | | 01/02/2008 | | PAPER |

Notice of Abandonment

This application is abandoned in view of:

1. The applicant's failure to timely file a proper reply to the Office letter mailed on _____.
 (a) A reply was received on _____ (with a Certificate of Mailing or Transmission date _____), which is after the expiration of the period for reply (including a total extension of _____ month(s)) which expired on _____.
 (b) A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113(a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of:
 (1) a timely filed amendment which places the application in condition for allowance;
 (2) a timely filed Notice of Appeal (with appeal fee);
 (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 (c) A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box e below).
 (d) No reply has been received.
2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 (a) The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission date _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 (b) The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
 The issue fee required by 37 CFR 1.18 is \$_____.
 The publication fee, if required by 37 CFR 1.18(d), is \$_____.
3. The issue fee and publication fee, if applicable, has not been received.
4. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 (a) Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 (b) No corrected drawing have been received.
5. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
6. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
7. The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. The reason(s) below:

Petitions to revive under 37 CFR 1.137(a) or (b), or request to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

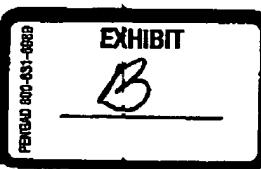
Telephone inquiries should be directed to the Office of Data Management at (571) 272-4200.

Patent Publication Branch
Office of Data Management

DOCKETED FOR

FORM PTO-ABNO (Rev. 08/07)

3/2/08 Petition to P
Issue Fee
File continuation



Attachment to Notice of Abandonment

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**For questions concerning the notice contact
Office of Patent Publication
Image Assistance Center: 888-786-0101.**

Information is also available on the USPTO Internet web site:
<http://www.uspto.gov/web/patents/pubs/abandonnotice.html>

Respond to the Notice of Abandonment by one of the following:

1. Petition To Withdraw Holding of Abandonment (See MPEP 711.03(c) I and 37 CFR § 1.181) No fee required

Where an applicant contends that the application is not in fact abandoned (e.g., a reply was in fact filed), a petition under 37 CFR § 1.181(a) requesting withdrawal of the holding of abandonment is the appropriate course of action. Any petition under 37 CFR § 1.181 to withdraw the holding of abandonment not filed within 2 months of the mail date of a Notice of Abandonment may be dismissed as untimely under 37 CFR § 1.181(f). In order for a petition to be granted, the evidence must be sufficient according to 37 CFR § 1.8(b) Certificate of Mailing 37 CFR § 1.10 "Express Mail" mailing or MPEP 503 Postcard Receipt as Prima Facie Evidence. The petition should be addressed as follows:

By mail: Mail Stop: Issue Fee, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450
By facsimile: 571-273-8300

2. Petition To Withdraw Holding Of Abandonment Based On Failure To Receive Office Action (MPEP 711.03(c) II and 37 CFR § 1.181). No fee required

Where an applicant contends that the original Notice of Allowance and Fee(s) Due was never received, if adequately supported, the Office may grant the petition and remail the Office action. The showing required establishing non-receipt of an Office communication must include a statement from the practitioner stating that the Office communication was not received and attesting to the fact that a search of the file jacket and docket records indicates that the Office communication was not received. A copy of the docket record where the nonreceived Office would have been entered had it been received and docketed must be attached to and referenced in practitioner's statement.

Petition should be addressed to the Technology Center handling the application as follows:

By mail: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450
By facsimile: 571-273-8300

3. Petition To Revive An Abandoned Application (See MPEP 711.03(c) III)

Where there is no dispute as to whether an application is abandoned (e.g., the applicant's contentions merely involve the cause of abandonment) a petition under 37 CFR § 1.137 (a) or (b) (accompanied by the appropriate petition fee) is necessary to revive the abandoned application. The text of these rules is available on the USPTO Internet Web site. Forms for these petitions, "Petition For Revival Of An Application For Patent Abandoned Unavoidably Under 37 CFR § 1.137(a)," PTO/SB/61, and "Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b)," PTO/SB/64, are available in the forms section of the USPTO website: <http://www.uspto.gov>.

Petitions under 37 CFR § 1.137 should be addressed to the Office of Petitions as follows:

By mail: Mail Stop Petition, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450
By facsimile: 571-273-8300

Note: Abandonment takes place by operation of law for failure to reply to an Office action or timely pay the issue fee, not by operation of the mailing of a Notice of Abandonment

Revised Sept. 2006

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AUG 22 2007

(Translation)

VOLPE & KOENIG, P.C.

Delivery No.: 9-5-2007-042625259
Delivery Date: August 2, 2007
Response Deadline: October 2, 2007

NOTICE REQUESTING SUBMISSION OF OPINION

Applicant(s):

InterDigital Technology Corporation
 (Applicant's Code: 519987163884)
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Attorney(s) for Applicant(s):

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Inventor(s):

DE, Parthaprantim; PAN, Jung-Lin; ZEIRA,
 Ariela

Case:

Patent Application No. 10-2007-7011685

Title:

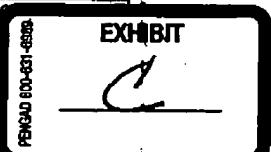
FAST JOINT DETECTION

As the above-identified application, upon examination, has been rejected on the following grounds, this Notice is hereby made pursuant to Article 63 of the Patent Act. If the applicant should have any arguments or would like to make an amendment to the application, the applicant may submit such arguments [Annexed Form No. 24 to the Administrative Regulations under the Patent Act] and/or amendment [Annexed Form No. 9 to the Administrative Regulations under the Patent Act] to this Office by the response deadline noted above. (This deadline may be extended upon request on a monthly basis; however, there shall be no official notification regarding the approval of any extension.)

RESULT OF EXAMINATION

Claims Examined: Claims 1 through 17
Rejection and Basis of Rejection

| No. | Rejection | Basis of Rejection |
|-----|----------------------------|------------------------------------------------------------------------------------------------------------------------|
| 1 | Claims 1, and 3 through 17 | Article 42(4)(ii) of the Patent Act (Defective Recitations in the Claims) |
| 2 | Claims 8 and 9 | Article 42(5) of the Patent Act and Article 5 Implementing Decree of the Patent A (Improper Multiple Dependency) |



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GROUND I

Claims 1, and 3 through 17 of the present application are defective in view of the reasons set forth in the Remarks below. Thus, the claimed invention cannot be patented under Article 42(4)(ii) of the Patent Act.

REMARKS

1. The limitation, "transmit... over a shared spectrum," in Claim 1 is unclear. Further, the limitation, "received signal detecting algorithm," is unclear.
2. The limitation, "the data field time period," in Claim 5 is unclear.
3. The limitation, "length of the impulse response," in Claim 6 is unclear.
4. Because Claim 10 simply recites "using a received signal detecting algorithm," it is unclear which algorithm is indicated by the "received signal detecting algorithm."
5. The limitation, "the data determining," in Claim 13 is unclear.
6. The limitation, "length of the impulse response," in Claim 14 is unclear.
7. For the same reason as stated for Claim 1, dependent Claims 3 through 9 are not found to clearly define the invention.
8. For the same reason as stated for Claim 10, dependent Claims 11 through 17 are not found to clearly define the invention.

GROUND II

Claims 8 and 9 of the present application are defective in view of the reason set forth in the Remarks below. Accordingly, the claimed invention cannot be patented under Article 42(5) of the old Patent Act (prior to the revisions to Law No. 8197 on January 3, 2007) and Article 5(6) of the Implementing Decree of the Patent Act.

REMARKS

Claims 8 and 9 depend from Claims 3, 4, and 5 depending from two or more claims. Accordingly, Claims 8 and 9 violate the claim drafting rule providing that a claim depending from two or more claims cannot depend from another claim depending from two or more claims.

This 2nd day of August, 2007

Patent Examiner (seal)
Telecommunications Examination Division
Information and Communications Examination Bureau
Korean Intellectual Property Office

발송번호: 9-5-2007-042625259
 발송일자: 2007.08.02
 제출기일: 2007.10.02

수신 서울시 종구 총무로3가 60-1 극동빌딩 14
 층(리인터넷내셔널특허법률사무소)
 송송필

100-705

NOTICE REQUESTING SUBMISSION OF OPINION

YOUR INVENTION PARTNER

특허청
 의견제출통지서



출원인명 칭 인터디지탈 테크놀러지 코포레이션 (출원인코스 519987163884)
 주 소 미국 멜라웨어 19810 월링턴 실버사이드 로드 3411 콩코드
 플라자 스위트 105 해글리 빌딩
 대리인명 청 송승필 외 1명
 주 소 서울시 종구 총무로3가 60-1 극동빌딩
 14층(리인터넷내셔널특허법률사무소)
 발명자성명 데 파더프렌팅
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 발명자성명 판 종-린
 주 소 미국 뉴욕주 11784 셀던 코트 스트리트 15
 발명자성명 제이라 아리엘라
 주 소 미국 뉴욕주 11743 헌팅تون 웨스트 네크 로드 239
 출원번호 10-2007-7011685
 발명의명 칭 고속 결합 검출 방법 및 수신기

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이 출원에 대한 심사결과 아래와 같은 거절이유가 있어 특허법 제63조의 규정에 의하여 이를 통지하오니 의견이 있거나 보정이 필요할 경우에는 상기 제출기일까지 의견(답변, 소명)서[특허법시행규칙 별지 제24호 서식] 또는/및 보정서[특허법시행규칙 별지 제9호 서식]를 제출하여 주시기 바랍니다.(상기 제출기일에 대하여 매회 1월 단위로 연장을 신청할 수 있으며, 이 신청에 대하여 별도의 기간연장승인통지는 하지 않습니다.)

[심사결과]

심사 대상 청구항 : 제1-17항
 이 출원의 거절이유가 있는 부분과 관련 법조항

| 기술 분야 | | 기본 특허법 제63조 제1항 및 제2항에 따른 거절이유 | |
|-------|----------------------|--------------------------------|--|
| 1 | 청구항 제1항, 제3항 내지 제17항 | 특허법 제42조 제4항 제2호 | |
| 2 | 청구항 제8항 내지 제9항 | 특허법 제42조 제5항 및 동법시행령 제5조 제6항 | |

특허 가능 한 청구항 : 제2항

※ 위 특허 가능한 청구항은 의견제출통지서점에서의 심사의견이며 추후 변경될 수 있습니다. 이 출원이 특허결정을 받기 위해서는 이 출원에 대해 지적된 거절이유가 모두 해소되어야 합니다.

[구체적인 거절이유]

1. 이 출원은 특허청구범위 청구항 제1항, 제3항 내지 제17항의 기재가 아래에 지적한 바와 같이 불비하여 특허법 제42조 제4항 제2호의 규정에 의한 요건을 충족하지 못하므로 특허를 받을 수 없습니다.

- 아 래 -

- 본원 청구항 제1항에는 공유 스펙트럼을 상으로 송신되는 이라고 기재되어 있으나, 상으로 송신된다는 것이 무엇을 의미하는지 알 수 없고; 또한, 상기 수신 신호 검출 알고리즘이 기재되어 있으나 상기 수신 신호 검출 알고리즘이 무엇을 지시하는지 불명확하고,
- 본원 청구항 제5항에는 상기 데이터 필드 시간 주기가 기재되어 있으나, 상기 데이터 필드 시간 주기가 무엇을 지시하는지 불명확하고,
- 본원 청구항 제6항에는 상기 임펄스 응답 길이가 기재되어 있으나, 상기 임펄스 응답 길이가 무엇을 지시하는지 불명확하고,
- 본원 청구항 제10항에서 단순히 수신 신호 검출 알고리즘을 사용하여라고만 기재되어 있어서, 상기 수신 신호 검출 알고리즘이 구체적으로 어떤 알고리즘이지 알 수 없고,
- 본원 청구항 제13항에는 상기 데이터 결정이 기재되어 있으나, 상기 데이터 결정이 무엇을 지시하는지 불명확하며, 또한, 상기 데이터 필드 시간 주기가 기재되어 있으나, 상기 데이터 필드 시간 주기가 무엇을 지시하는지 불명확하고,
- 본원 청구항 제14항에는 상기 임펄스 응답 길이가 기재되어 있으나, 상기 임펄스 응답 길이가 무엇을 지시하는지 불명확하고,
- 본원 청구항 제3항-제9항은 제1항의 종속항이므로 상기 거절이유와 동일한 이유로 그 발명이 명확하게 기재된 것으로 볼 수 없고,
- 본원 청구항 제11항-제17항은 제10항의 종속으로 상기 거절이유와 동일한 이유로 그 발명이 명확하게 기재된 것으로 볼 수 없습니다.

2. 이 출원은 특허청구범위 청구항 제8항 내지 제9항의 기재가 아래에 지적한 바와 같이 불비하여 구 특허법 제42조 제5항(2007.1.3. 법률 제8197호로 개정되기 전의 것) 및 동법시행령 제5조 제6항의 규정에 의한 요건을 충족하지 못하므로 특허를 받을 수 없습니다.

- 아 래 -

- 본원 청구항 제8항, 제9항은 2 이상의 항을 인용하고 있는 제3항, 제4항, 제5항을 인용하고 있으므로 20이상의 항을 인용하는 청구항에서 그 청구항의 인용된 항은 다시 20이상의 항을 인용하는 방식을 사용하여서는 아니된다라는 청구범위 기재방법에 위배됩니다. 끝.

2007.08.02

특허청

정보통신심사본부
통신심사팀

심사관

강희곡



<< 안내 >>

귀하께서는 특허법 제47조 제2항의 규정에 의하여 특허출원서에 최초로 첨부된 명세서 또는 도면에 기재된 사항의 범위 안에서 명세서 또는 도면을 보정할 수 있음을 알려드립니다.

(참고 : 최후거절이유증지 후 및 특허거절결정에 대한 심판 청구시의 보정은 상기 요건보다 더 엄격한 기준이 적용됨을 알려드립니다.)

* 다만, 2001년 7월 1일 전에 제출된 특허출원의 경우에는 구 특허법(2001.2.3. 법률 제6411호로 개정되기 전의 것) 제47조 제2항의 규정에 의하여 특허출원서에 최초로 첨부된 명세서 또는 도면의 요지를 변경하지 아니하는 범위 안에서 명세서 또는 도면을 보정할 수 있습니다.

* 보정료 납부안내

- 명세서 또는 도면을 보정하기 위하여 명세서등 보정서를 전자문서로 제출할 경우 매건 3,000원, 서면으로 제출할 경우 매건 13,000원의 보정료를 납부하여야 합니다.
- 보정료는 접수번호를 부여받아 이를 납부자번호로 "특허료등의 징수규칙" 별지 제1호서식에 기재하여, 접수번호를 부여받은 날의 다음 날까지 납부하여야 합니다. 다만, 납부일이 공휴일(토요휴무일을 포함한다)에 해당하는 경우에는 그날 이후의 첫 번째 근무일까지 납부하여야 합니다.
- 보정료는 국고수납은행(대부분의 시중은행)에 납부하거나, 인터넷지로(www.giro.or.kr)로 납부할 수 있습니다. 다만, 보정서를 우편으로 제출하는 경우에는 보정료에 상응하는 통상환을 등봉하여 제출하시면 특허청에서 납부해드립니다.

* 서식 또는 절차에 대하여는 특허고객 센터(☎1544-8080)로 문의하시기 바라며, 기타 문의사항이 있으시면 ☎042)481-8264(담당심사관 강희곡)로 문의하시기 바랍니다.

* 우 302-701 대전광역시 서구 선사로 139(둔산동 920) 첨부대전청사 특허청

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OFFICE OF PETITIONS

I-2-088.2US

| | | |
|---------------------------------|---|-------------|
| In re Application of | : | |
| De, et al. | : | |
| Application No. 10/079,334 | : | ON PETITION |
| Filed: February 20, 2002 | : | |
| Attorney Docket No. I-2-188.2US | : | |

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed January 28, 2008.

The petition under 37 CFR 1.181 is DISMISSED.

Any request for reconsideration of this decision must be submitted within **TWO (2) MONTHS** from the mail date of this decision. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.181". Extensions of time under 37 CFR 1.136(a) are permitted. No fee is required for a renewed petition.

The above-identified application became abandoned for failure to timely file a reply in response to the Notice of Allowance mailed August 27, 2007. This Office action set a statutory period for reply of three (3) months. No issue fee having been received, the application became abandoned on November 28, 2007. A Notice of Abandonment was mailed on January 2, 2008.

DOCKETED FOR 4/19/08 Request Reconsideration

Application No. 10/079,334

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To establish nonreceipt of an Office action, a petitioner must: 1) include a statement that the Office action was not received; 2) attest to the fact that a search of the file jacket and docket records indicates that the Office action was not received; and 3) include a copy of the docket record where the nonreceived Office action would have been entered had it been received and docketed.¹ A proper docket report consists of a "docket record where the nonreceived Office action would have been entered had it been received and docketed."² "For example, if a three month period for reply was set in the nonreceived Office action, a copy of the docket record showing all replies docketed for a date three months from the mail date of the nonreceived Office action must be submitted..."³

Here, the docket record submitted on petition is only the prosecution history for the instant application. As set forth above, to establish that the August 27, 2007 Office action was not received, petitioner would need to submit his docket records showing all of his replies docketed for the due date of November 27, 2007.

While the showing of record is not sufficient to establish to the satisfaction of the Commissioner that the delay was unavoidable, petitioner is not precluded from obtaining relief by filing a petition pursuant to 37 CFR 1.137(b) on the basis of unintentional delay. A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by (1) The reply required to the outstanding Office action or notice, unless previously filed; (2) The petition fee as set forth in 37 CFR 1.17(m); and (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

¹ See MPEP 711.03(c)(II).

² MPEP 711.03(c)(II) (emphasis added).

³ Id.

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By FAX: (571) 273-8300
Attn: Office of Petitions

Telephone inquiries related to this decision should be directed
to the undersigned at (571)272-3207.

Cliff Congo

Cliff Congo
Petitions Attorney
Office of Petitions